

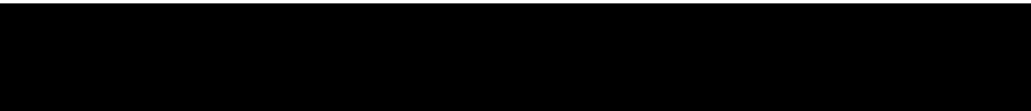


Eric Gonzalez
District Attorney

**DISTRICT ATTORNEY
KINGS COUNTY**
350 JAY STREET
BROOKLYN, NY 11201-2908
(718) 250-2000
WWW.BROOKLYNDA.ORG

Venus Chui
Assistant District Attorney

June 23, 2021



In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: GESNER CHARLES

MOS TAX: 925061

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure #1:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 08/28/12, AGAINST MOS CHARLES:

1. MOS CHARLES, ASSIGNED TO PBBs, FAILED TO MAKE ACTIVITY LOG ENTRIES REGARDING HIS PARTICIPATION IN AN INCIDENT WHICH OCCURRED

ACTION TAKEN: 'B' COMMAND DISCIPLINE ISSUED AND WARNED AND ADMONISHED
CASE CLOSED ON 02/13/14

Disclosure #2:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 09/22/12, AGAINST MOS CHARLES:

1. MEMOBOOK INCOMPLETE
2. DEPARTMENT RULES VIOLATION – OTHER DEPARTMENT RULES

ACTION TAKEN: 'B' COMMAND DISCIPLINE ISSUED
CASE CLOSED ON 01/31/13

Disclosure #3:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 06/23/17, AGAINST MOS CHARLES:

1. OTHER DEPARTMENT RULES/PROCEDURES VIOLATION (FAILED TO MONITOR DUTY STATUS)

ACTION TAKEN: 'B' COMMAND DISCIPLINE ISSUED
CASE CLOSED ON 03/27/19

Disclosure #4:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), ARISING FROM **CCRB CASE NO. 201802489**, DATED 03/28/18, AGAINST MOS CHARLES WHILE ASSIGNED TO THE 71ST PRECINCT:

1. MOS CHARLES, MADE SEXUALLY SUGGESTIVE REMARKS TO AN INDIVIDUAL KNOWN TO THE DEPARTMENT.
2. MOS CHARLES, ABUSED HIS AUTHORITY WHEN HE ATTEMPTED TO START A RELATIONSHIP WITH SAID INDIVIDUAL.
3. MOS CHARLES, SPOKE DISCOURTEOUSLY TO SAID INDIVIDUAL IN A TEXT MESSAGE SENT OVER THE TELEPHONE AT 1949 HOURS ON MARCH 30, 2018.

ACTION TAKEN: LOSS OF TWO (2) DAYS
CASE CLOSED ON 07/10/19

Disclosure #5:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), ARISING FROM AN INCIDENT ON OR ABOUT AND BETWEEN 05/05/17 AND 06/22/17, AGAINST MOS CHARLES WHILE ASSIGNED TO THE 71ST PRECINCT:

1. MOS CHARLES, WRONGFULLY FAILED TO VERIFY THE STATUS OF A MEMBER OF THE SERVICE UNDER HIS SUPERVISION, WHO WAS INCORRECTLY DESIGNATED AS BEING ON SICK REPORT, AND FAILED TO INFORM THE ROLL CALL AND THE OPERATIONS COORDINATOR OF THE MEMBER OF THE SERVICE'S STATUS IN VIOLATION OF PATROL GUIDE 203-10 AND 202-17.

ACTION TAKEN: 'B' COMMAND DISCIPLINE AND FORFEITED THREE (3) VACATION DAYS

CASE CLOSED ON 12/12/18

Disclosure #6:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 12/18/18, AGAINST MOS CHARLES:

1. FAILED TO SUPERVISE

ACTION TAKEN: 'B' COMMAND DISCIPLINE ISSUED

CASE CLOSED ON 09/04/19

Disclosure #7:

THE NYPD SUBSTANTIATED THE FOLLOWING NYPD DEPARTMENTAL ALLEGATIONS, DATED 02/28/20, AGAINST MOS CHARLES:

1. FAIL TO SAFEGUARD DEPARTMENTAL ID CARD - ACTIVE
2. MISSING DEPARTMENT ID CARD - ACTIVE

ACTION TAKEN: SCHEDULE A COMMAND DISCIPLINE

CASE CLOSED ON 5/11/20

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH FEBRUARY 10, 2021, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure #8:

CCRB CASE: 201211897

REPORT DATE: 09/13/2012

INCIDENT DATE: 08/28/2012

CCRB SUBSTANTIATED ALLEGATION(S):

1. Abuse - Vehicle search

NYPD Disposition: No Disciplinary Action-DUP

OTHER MISCONDUCT NOTED:

1. Other Misconduct Noted - Failure to prepare a memo book entry

NYPD Disposition: Command Discipline - B

Disclosure #9:

CCRB CASE: 201802489

REPORT DATE: 03/29/2018

INCIDENT DATE: 03/28/2018

CCRB SUBSTANTIATED ALLEGATION(S):

1. Abuse - Sex Misconduct (Sexual Harassment, Verbal)
2. Abuse - Sex Misconduct (Sexual/Romantic Proposition)
3. Discourtesy - Word

NYPD Disposition: Command Discipline - B

Disclosure #10:

CCRB CASE: 201810384

REPORT DATE: 12/13/2018

INCIDENT DATE: 10/04/2018

CCRB SUBSTANTIATED ALLEGATION(S):

1. Abuse - Retaliatory summons
2. Abuse - Threat of arrest

NYPD DISPOSITION: COMMAND DISCIPLINE B AND FORMALIZED TRAINING

Disclosure # 11:

CCRB CASE: 202002383

REPORT DATE: 03/27/2020

INCIDENT DATE:03/19/2020

PENDING CCRB ALLEGATION(S):

- 1 Abuse—Forcible Removal to Hospital

Eric Gonzalez
District Attorney
Kings County